

**TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE**



FISCAL NOTE

HB 2352 - SB 2543

February 19, 2020

SUMMARY OF BILL: Deletes the certification requirements for flame effect display operators under the State Fire Marshal's Office (SFMO). Increases, from three displays in three years to ten displays in one year, the number of displays in which an applicant for an outdoor fireworks display operator or proximate pyrotechnic display operator certification is required to work under supervision before applying for a certification in any operator area.

ESTIMATED FISCAL IMPACT:

Decrease State Revenue - \$1,500/FY20-21 and Subsequent Years
/State Fire Marshal's Office

Assumptions:

- Pursuant to Tenn. Code Ann. § 68-104-208(a)(3), a flame effect display operator is required to pay a certification fee set by rule by the SFMO, but such fee will not exceed \$150.
- Pursuant to Tenn. Code Ann. § 68-104-208(b), if an applicant applies for more than one certification, as an outdoor fireworks display operator, proximate pyrotechnic display operator, or flame effect display operator, the applicant may pay a maximum certification fee of \$300.
- According to the SFMO application for outdoor fireworks display operator, proximate pyrotechnic display operator, and flame effect display operator certifications, the maximum fee paid by an applicant for multiple certifications is \$200. Each individual certification is \$100.
- Based on information provided by the SFMO, 58 operators currently hold a flame effect display certification. 28 of those operators hold a certification in all three operator categories; therefore, deleting the flame display certification will not result in a decrease in revenue to the SFMO, as the operators will still pay \$200 for an outdoor firework display and proximate pyrotechnic display certification. 30 of the 58 operators hold only a flame effect display and up to one other.
- The SFMO will be subject to a decrease in revenue of \$3,000 (30 certificates x \$100 fee).
- Pursuant to Tenn. Code Ann. § 68-104-208(d)(1), operator certifications expire on a biennial basis.
- A recurring decrease in revenue to the SFMO, beginning in FY20-21, of \$1,500 (\$3,000 / 2).

IMPACT TO COMMERCE:

Decrease Business Expenditures - \$1,500/FY20-21 and Subsequent Years

Assumptions:

- The proposed legislation will remove the requirement for 30 flame display operators to pay \$100 to renew their certification every two years.
- A recurring decrease in business expenditures of \$1,500 [$(\$30 \times \$100) / 2$].

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink that reads "Krista Lee Carsner". The signature is written in a cursive, flowing style.

Krista Lee Carsner, Executive Director

/agr